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CENTRAL FAX CENTER

MAY 31 2005

PTO/SB/21 (09-04)

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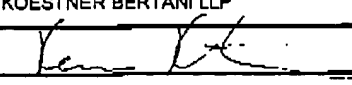
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|---|------------------------|----------------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/856,501     |
|   | Filing Date            | May 31, 2005   |
|   | First Named Inventor   | Lee, Howard    |
|   | Art Unit               | 3844           |
|   | Examiner Name          | Eidred, John W |
|   | Attorney Docket Number | SALP007 US     |
| Total Number of Pages in This Submission  |                        | 4              |

| ENCLOSURES (Check all that apply)   |  |  |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>-Notification of Loss of Entitlement to Small Entity Status and Payment of Additional Fee Due<br>-Credit Card Charge Form |
| Remarks   |  |  |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | KOESTNER BERTANI LLP  |          |        |
| Signature    |  |          |        |
| Printed name | Ken J. Koestner   |          |        |
| Date         | May 31, 2005  | Reg. No. | 33,004 |

## CERTIFICATE OF TRANSMISSION/MAILING

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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |   |      |              |
| Signature   |  |      |              |
| Typed or printed name   | Joy C. Ngo  | Date | May 31, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**RECEIVED**  
**CENTRAL FAX CENTER****MAY 31 2005**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Howard Lee; John M. Morgenstern; Hossein Aminpour  
Assignee: Supersonic Aerospace International, LLC  
Title: AIRCRAFT WITH ACTIVE CENTER OF GRAVITY CONTROL  
Serial No.: 10/656,501 Filing Date: September 4, 2003  
Examiner: Eldred, John W Group Art Unit: 3644  
Docket No.: SAIP007 US KB Ref. No. 1023.P007 US

Irvine, California  
May 31, 2005COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY  
STATUS AND PAYMENT OF ADDITIONAL FEE DUE**

Dear Sir:

On September 4, 2003, Applicant, through its attorney, paid the filing fee of \$375.00 for serial number 10/656,501. Applicant mistakenly paid the filing fee amounts for a small entity instead of a large entity. Applicant hereby notifies the PTO that it is no longer entitled to status as a small entity, and that the claim for small entity status is hereby withdrawn. The erroneous claim to small entity status was made in good faith, without any intent whatsoever to deceive or commit fraud on the Patent Office.

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02 FC:1622 75.00 DA

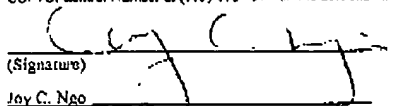
The following is an itemization of the deficiency payment:

| Type of Fee      | Date Paid  | Number of Claims | Current Fee Amount For Non-Small Entity | Small Entity Fee Actually Paid | Deficiency Owed  |
|------------------|------------|------------------|---|--------------------------------|------------------|
| Basic Filing Fee | 09/04/2003 | n/a              | 300.00                                  | 375.00                         | (\$ 75.00)       |
| Search Fee       | n/a        | n/a              | 500.00                                  | 0.00                           | \$ 500.00        |
| Examination Fee  | n/a        | n/a              | 200.00                                  | 0.00                           | \$ 200.00        |
| Claims over 20   | 09/04/2003 | 0                | 50.00                                   | 0.00                           | \$ 0.00          |
| Claims over 3    | 09/04/2003 | 0                | 200.00                                  | 0.00                           | \$ 0.00          |
| <b>TOTAL</b>     |            |                  |   |                                | <b>\$ 625.00</b> |

Applicant hereby respectfully requests that the PTO accept the deficiency payment of \$625.00 that is due in relation to the filing fee that was filed for application serial no. 10/656,501, and which inadvertently claimed the benefit of small entity status. The United States Patent and Trademark Office is hereby authorized to charge \$625.00 to the credit card listed on the enclosed Credit Card Charge Form. The Commissioner is hereby authorized to charge any deficiency in the amount due or credit any overpayment to Deposit Account No. 50-2240.

The undersigned registered patent attorney represents that he is authorized to act in a representative capacity for the above-identified applicant(s).

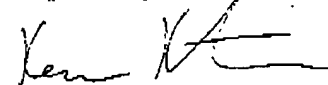
I hereby certify that this correspondence is being facsimile transmitted to the USPTO. Central Number as (703) 872-9306 on the date shown below:

  
(Signature)

Joy C. Neo  
(Printed Name of Person Signing Certificate)

May 31, 2005  
(Date)

Respectfully submitted,

  
Ken J. Koestner  
Attorney for Applicant(s)  
Reg. No. 33,004

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